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SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY SACRAMENTO

FAIR POLITICAL PRACTICES COMMISSION,	)	Case No.
a state agency,)	
	)	FPPC No.: 02522
Plaintiff,)	
	)	DECLARATION OF SUE STRAINE
v.	)	IN SUPPORT OF MOTION FOR
	)	PRELIMINARY INJUNCTION
AMERICAN CIVIL RIGHTS COALITION, INC.,)	
and DOES 1-50,	)	Date:
	)	Time:
Defendants.	)	Dept:
	)	Judge:
	)	Date Action Filed:
	)	No Trial Date Set

I, Sue Straine, declare as follows:

1. I am over the age of 18 years, and not a party to the within action. My business address is Fair Political Practices Commission (the "FPPC"), Enforcement Division, 428 J Street, Sacramento, CA 95814. The facts set forth herein are personally known to me, and if called upon to testify, I could and would competently do so.

2. I am a Supervising Investigator with the FPPC. I have been employed by the FPPC as an investigator for 20 years. As an investigator, my work duties include the investigation of complaints for

1 violations of the Political Reform Act. In the regular course of my duties I was, and am assigned, to
2 investigate the case, "American Civil Rights Coalition" FPPC Case No. 02522.

3 3. As part of my investigation of FPPC Case No. 02522, I interviewed Mr. Ward Connerly,
4 under oath, on June 17, 2003. Present along with me at that interview were Ward Connerly, Charles
5 Bell (Mr. Connerly's attorney) and Commission Counsel William J. Lenkeit. During the interview Mr.
6 Connerly stated that he was the founder of the American Civil Rights Coalition, Inc. ("ACRC"). He
7 stated that ACRC is a national nonprofit organization that works to qualify ballot initiatives, in various
8 states, seeking to end racial preferences and classifications. Mr. Connerly further stated that ACRC
9 solicits contributions from individuals in support of those goals, and that some of the contributions
10 received by ACRC were contributed to the Racial Privacy Initiative Committee in California, in support
11 of the Racial Privacy Initiative, Proposition 54, which is on the ballot for October 7, 2003.

12 4. During the June 17, 2003, interview, I also asked Mr. Connerly if he would disclose the
13 names of the individuals who contributed to ACRC in relation to its contributions to the Racial Privacy
14 Initiative Committee in California. Mr. Connerly stated "absolutely not!" and indicated that his refusal
15 was because contributors, in a previous measure which he supported, were harassed.

16 5. In my regular duties during the course of the investigation, I obtained copies of the
17 statements of organization and all campaign statements filed by the Racial Privacy Initiative Committee
18 with the Secretary of State from September 14, 2001 through June 30, 2003. The statements disclose
19 that from 12/31/01 through 6/30/03, the Racial Privacy Initiative Committee received \$2,177,995.39 in
20 contributions. Of those contributions, ACRC contributed \$1,917,811.84 for a total of 88.05% of the
21 contributions received by the Racial Privacy Initiative Committee. A true and complete copy of the
22 Statement of Organization filed by the Racial Privacy Initiative Committee with the Secretary of State
23 on September 14, 2001 is attached hereto, and incorporated by reference herein, as Exhibit A. A true
24 and complete copy of an amended Statement of Organization filed by the Racial Privacy Initiative
25 Committee with the Secretary of State on October 14, 2001 is attached hereto and incorporated by
26 reference herein, as Exhibit B. A true and complete copy of the campaign statement for the reporting
27 period January 1, 2001 through December 31, 2001, filed by the Racial Privacy Initiative Committee
28 with the Secretary of State is attached hereto and incorporated by reference herein, as Exhibit C. A true

1 and complete copy of the campaign statement for the reporting period January 1, 2002 through March
2 31, 2002, filed by the Racial Privacy Initiative Committee with the Secretary of State is attached hereto,
3 and incorporated by reference herein, as Exhibit D. A true and complete copy of the campaign
4 statement for the reporting period April 1, 2002 through June 30, 2002, filed by the Racial Privacy
5 Initiative Committee with the Secretary of State is attached hereto, and incorporated by reference herein,
6 as Exhibit E. A true and complete copy of the campaign statement for the reporting period July 1, 2002
7 through September 30, 2002, filed by the Racial Privacy Initiative Committee with the Secretary of State
8 is attached hereto, and incorporated by reference herein, as Exhibit F. A true and complete copy of the
9 campaign statement for the reporting period October 1, 2002 through December 31, 2002, filed by the
10 Racial Privacy Initiative Committee with the Secretary of State is attached hereto, and incorporated by
11 reference herein, as Exhibit G. A true and complete copy of the campaign statement for the reporting
12 period October 1, 2002 through December 31, 2002, filed by the Racial Privacy Initiative Committee
13 with the Secretary of State is attached hereto, and incorporated by reference herein, as Exhibit G. A true
14 and complete copy of the campaign statement for the reporting period January 1, 2003 through March
15 31, 2003, filed by the Racial Privacy Initiative Committee with the Secretary of State is attached hereto,
16 and incorporated by reference herein, as Exhibit H. A true and complete copy of the campaign
17 statement for the reporting period April 1, 2003 through June 30, 2003, filed by the Racial Privacy
18 Initiative Committee with the Secretary of State is attached hereto, and incorporated by reference herein,
19 as Exhibit I. A true and complete copy of the campaign statement for the reporting period July 1, 2003
20 through August 23, 2003, filed by the Racial Privacy Initiative Committee with the Secretary of State is
21 attached hereto, and incorporated by reference herein, as Exhibit J.

22 6. In my regular duties during the course of the investigation, on August 27, 2003, I
23 obtained a copy of the corporate filing for ACRC filed with the California Secretary of State. The
24 document lists Ward Connerly as the Chief Executive Officer of ACRC. A true and complete copy of
25 the corporate filing record of ACRC filed with the Secretary of State is attached hereto, and incorporated
26 by reference herein, as Exhibit K.

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1 I declare under penalty of perjury under the laws of the State of California, that the foregoing is
2 true and correct. Executed on _____ at Sacramento, California.

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Sue Straine
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